

Dkt. #683

THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant : Herbert Howell Waddell  
U.S. Serial No. : 09/693,239 Examiner: Robert Pezzuto  
Filing Date : October 20, 2000 Art Unit: 3671  
For : APPARATUS FOR GATHERING, PICKING UP AND  
CARRYING LOOSE MATERIALS

Law Offices of Albert Wai-Kit Chan, LLC  
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141-07 20<sup>th</sup> Avenue  
Whitestone, NY 11357

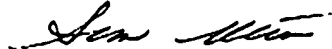
January 31, 2003

Assistant Commissioner for Patents  
Washington, D.C. 20231


SIR:

FACSIMILE CERTIFICATE  
IN CONNECTION WITH THE ABOVE-IDENTIFIED APPLICATION

I hereby certify that this paper is being sent on the date indicated above and is addressed to Assistant Commissioner for Patents, Washington, D.C. 20231.

  
Printed Name: Mira Sun

Respectfully submitted,

  
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LOOSE MATERIALS

**RESPONSE TO JANUARY 9, 2003 PTO OFFICE ACTION** for Herbert Howell Waddell, U.S. Serial No. 09/693,239, filed October 20, 2000 for **APPARATUS FOR GATHERING, PICKING UP AND CARRYING LOOSE MATERIALS**, including Facsimile Transmission (1 page), Facsimile Certificate (1 page) and Exhibits A-C.

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January 31, 2003

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

RESPONSE TO JANUARY 9, 2003 PTO OFFICE ACTION

This Response is submitted in connection with the above-identified application. In the January 9, 2003 Office Action issued by the United States Patent and Trademark Office, the Examiner, to whom this application is assigned, rejected all of Applicant's claims. A copy of the Office Action is attached hereto as Exhibit A.

On May 13, 2002, Applicant filed a Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences (Exhibit B). Applicant timely submitted an Appeal Brief on October 15, 2002, along with the petition for a second and third month extension of time for filing the Appeal Brief and the required fees for filing and extensions for a small entity, and the Board has acknowledged the receipt of the said Appeal Brief. A copy of a stamped postcard indicating the receipt of the Brief is attached hereto as Exhibit C.